

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

Notice of Motion No.240 of 2005

In

Writ Petition No.1877 of 2004

M/s Bharat Radiators Pvt. Ltd. ..Petitioners

V/s

M.C.G.M. and Ors. ... Respondents

Mr.Shekhar Shetye i/b Pandya Gandhi & Co. for Petitioners

Mr.D.H.Mehta with Ms Purandhare for Respondent no.1

Mr.C.J.Sawant, Sr.Advocate with Mr.R.M.Sawant, Government
Pleader for Respondent no.2

Mr.R.A.Rodrigues for Respondent no.3

Mr.F.Devitre with Ms Hemlata Jain i/b Humranwala and Co.
for Applicant in Chamber Summons NO.455 of 2005

CORAM:F.I.REBELLO &

S.R.SATHE, JJ.

DATED:26th August 2005

P.C.:-

1. Notice of Motion would not be maintainable in disposed
of writ petition and considering the fact that writ
petition has been disposed of by order dated 28th June

2004.

2. It is open for the applicant who has taken out Notice of Motion to take such steps which they are entitled to in law.

3. Notice of Motion disposed of.

(F.I.REBELLO, J.)

(S.R.SATHE, J.)

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Bharat Radiators Pvt.

Ltd. and Ors. ... Petitioners

V/s

Municipal Corporation of

Greater Mumbai and Ors. ... Respondents

Mr.Shekhar Shetye i/b Pandya Gandhi and co. for plaintiff

Mr.D.H.Mehta with Ms Purandare for Respondent no.1

Mr.C.J.Sawant,Sr.Advocate with Mr.R.M.Sawant, Government
Pleader for Respondent no.2

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DATED:26th August, 2005

P.C.:-

1. Notice of Motion in which the present motion has been taken out has been dismissed as not maintainable. In that view of the matter the present Notice of Motion is not maintainable.

2. On behalf of the applicant who was not a party to the petition, it is contended that order of this Court directly affects them. If that be so, it is open to the applicant herein to take such steps in law which they are entitled to in terms of law as declared by the Apex Court.

3. In view of the above observations Notice of Motion is disposed of.

(F.I.REBELLO, J.)

(S.R.SATHE, J.)